

Serial No. 09/723,064
Atty. Docket: PHSC.70080

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Richard Mihalik) Attorney Docket No.: PHSC.70080
Serial No.: 09/723,064) Group Art Unit: 1623
Filed: November 27, 2000) Examiner: Elli Peslev
Title: AN ANTIBIOTIC/ANALGESIC)
FORMULATION AND A METHOD OF MAKING)
THIS FORMULATION)

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NOTICE OF APPEAL

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner dated July 3, 2003 finally rejecting claims 1, 3, and 6-21. An Amendment and Response to the outstanding Office Action has been filed and should place the application in condition for allowance. A petition for a one month extension of time has also been filed.

A firm check in the amount of \$330.00 to cover the Notice of Appeal fee is enclosed. The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to deposit account No. 19-4409.

11/07/2003 HALI11 00000010 09723064

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I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on:


Date: 11/03/03

Signature:

Printed Name: JESSICA V. BARNARD

The Director is hereby authorized to charge any additional amount required, or credit any overpayment, to Deposit Account No. 19-4409.

Respectfully submitted,

A handwritten signature in black ink, reading "Susan J. Wharton". The signature is fluid and cursive, with a horizontal line drawn underneath it.

Susan J. Wharton, Reg. No. 41,524
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